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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

167

Application Number

10/599,520

Filing Date

September 29, 2006

First Named Inventor

Poirier et al.

Art Unit

TBA

Examiner Name

TBA

Attorney Docket Number

150026.00000

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request

Information Disclosure Statement
(6 pp. with duplicate)Certified Copy of Priority
Document(s)Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD

Remarks



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):

PTO/SB08A (2 pages)

International Search Report (4 pages)

Cited References (154 pages)

Postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Powell Goldstein LLP

Signature

Printed name

Jason A. Bernstein

Date

10-4-06

Reg. No.

31,236

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

LuAnn K. Miller

Date

10-4-2006

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Patents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Poirrier et al.

Confirmation No.: 1235

Appln. No.: 10/599,520

Group Art Unit: TBA

Filed: September 29, 2006

Examiner: TBA

Title: PHOTOTHERAPY METHOD AND
DEVICE

Atty. Docket No. 150026.00000

Customer ID 25207

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citation of information on the attached Form PTO/SB/08A and/or PTO/SB/08B Information Disclosure Statement by Applicant(s), is made pursuant to 37 CFR 1.56 and 1.97.

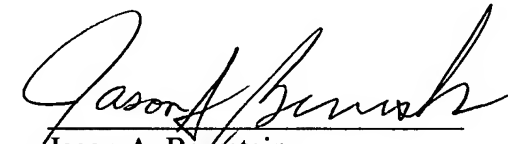
- ☒ Pursuant to 37 C.F.R. 1.97(b), this Information Disclosure Statement is being filed:
- ☐ Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d).
 - ☒ Within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application.
 - ☐ Before the mailing of a first Office action on the merits.
 - ☐ Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.

- ☐ Pursuant to 37 CFR 1.97(c), this Information Disclosure Statement is being filed after the period specified in 1.97(b), but before the mailing date of a final action under 37 CFR 1.113, a notice of allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application.
 - ☐ A statement under 37 CFR 1.97(e) is below, or
 - ☐ Applicant(s) enclose the fee set forth in 37 CFR. 1.17(p)
 - ☐ Pursuant to 37 CFR 1.97(d), Applicant(s) make the following certification:
 - ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
 - ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
- and
- ☐ Applicant(s) enclose the fee set forth in 37 CFR 1.17(p).
 - ☐ Pursuant to 37 CFR 1.97(e), this Information Disclosure Statement is being filed on or before payment of the issue fee and is accompanied by the following statement pursuant to 37 CFR 1.97(e):
 - ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
 - ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

- ☐ Pursuant to M.P.E.P. Section 609C(1), this Information Disclosure Statement is being filed before the payment of an issue fee, but without the certification and fee set forth in 37 CFR 1.97(d). Applicants respectfully request that this Information Disclosure Statement be placed in the file of the instant application. Applicants also note that the references cited in this Information Disclosure Statement were submitted in the parent application to which this application claims priority.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayments to Deposit Account 50-1429. I have enclosed a duplicate of this sheet.

Respectfully submitted,
POWELL GOLDSTEIN LLP



Jason A. Bernstein
Reg. No. 31,236

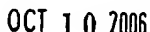
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Substitute for form 1449/PTO

(Use as many sheets as necessary)

Sheet	2	of	2
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Complete if Known

Application Number	10/599,520
Filing Date	September 29, 2006
First Named Inventor	POIRRIER, Robert
Art Unit	TBA
Examiner Name	TBA
Attorney Docket Number	150026.00000

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials ⁴	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	G	WO 2004/096364	11-11-2004	Flinders Technologies		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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